

JUL 24 1998

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NO: 98-00678

COUNSEL: NONE

HEARING DESIRED: YES

[REDACTED]

[REDACTED]

Applicant requests that his separation and reenlistment eligibility (RE) codes be changed to allow eligibility to enlist in the Air Force Reserve or the ~~Air~~ National Guard. The applicant's RE code of 2C is defined as "Involuntarily separated under AFR 39-10 with an honorable discharge; or entry level separation without characterization of service." Applicant's submission is at Exhibit A.

The appropriate Air Force offices evaluated applicant's request and provided advisory opinions to the Board recommending the application be denied (Exhibit C). The advisory opinions were forwarded to the applicant for review and response (Exhibit D). As of this date, no response has been received by this office.

After careful consideration of applicant's request and the available evidence of record, we find insufficient evidence of error or injustice to warrant corrective action. The facts and opinions stated in the advisory opinions appear to be based on the evidence of record and have not been rebutted by applicant. Absent persuasive evidence applicant was denied rights to which entitled, appropriate regulations were not followed, or appropriate standards were not applied, we find no basis to disturb the existing record.

Accordingly, applicant's request is denied.

The applicant's case is adequately documented and it has not been shown that a personal appearance with or without counsel will materially add to our understanding of the issue(s) involved. Therefore, the request for a hearing is not favorably considered.

The Board staff is directed to inform applicant of this decision. Applicant should also be informed that this decision is final and will only be reconsidered upon the presentation of new relevant evidence which was not reasonably available at the time the application was filed.

Members of the Board Mr. David W. Mulgrew, Mr. Joseph G. Diamond, and Mr. Terry A. Yonkers considered this application on 21 July 1998 in accordance with the provisions of Air Force Instruction 36-2603, and the governing statute, 10, U.S.C. 1552.



DAVID W. MULGREW
Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. Advisory Opinions
- D. SAF/MIBR Ltr Forwarding Advisory Opinions



DEPARTMENT OF THE AIR FORCE
HEADQUARTERS AIR FORCE PERSONNEL CENTER
RANDOLPH AIR FORCE BASE TEXAS

MEMORANDUM FOR AFBCMR

09 APR 1998

FROM: HQ AFPC/DPPAES
550 C Street West Ste 10
Randolph AFB TX 78150-4712

SUBJECT: Application for Correction of Record [REDACTED]

We conducted a review of applicant's case file. The Reenlistment Eligibility (RE) Code "2C" is correct. The type of discharge drove assignment of the RE code.

A handwritten signature in cursive script, reading "Kathleen R Lopez".

KATHLEEN R LOPEZ, MSgt, USAF
Special Programs and BCMR Manager
Dir of Personnel Program Management



DEPARTMENT OF THE AIR FORCE
HEADQUARTERS AIR FORCE PERSONNEL CENTER
RANDOLPH AIR FORCE BASE TEXAS

APR 14 1988

MEMORANDUM FOR AFBCMR

FROM: HQ AFPCDPPRS
550 C Street West Ste 11
Randolph AFB TX 78150-4713

SUBJECT: Application for Correction of Military Records [REDACTED]

The applicant, while serving in the grade of airman basic, was discharged from the Air Force 24 Mar 83 under the provisions of AFR 39-10 (Entry Level Performance and Conduct) with an uncharacterized discharge. He served 03 months and 15 days total active service.

Requested Action, The applicant is requesting a change in his separation and reentry codes which would allow him to reenlist in the Air Force reserves.

Basis for Request, Applicant states he was not given proper counseling at the time of his discharge to the consequences of his reentry code. The advisory from AFPC/DPPAES provides information concerning the assignment of his reentry code. This advisory will address the separation processing in the case.

Facts, The applicant was notified by his commander on 18 Mar 83 that discharge action had been initiated against him for his failure to make satisfactory progress in a required training program. The commander indicated that if his recommendation was approved, his discharge would be described as an entry level separation. Applicant's academic counseling record indicates he had a second course failure, block II with 46% and 70% was the minimum passing score. The record also indicated the applicant was not really interested in his career field and can't study and was recommended for withdrawal from training and discharge. He was advised that military counsel had been obtain to assist him and that he had a right to submit statements in his own behalf. Applicant did submit a statement in his own behalf where he indicate for the third time he had changed his mind and requested that he be reclassified and allowed to remain in the service. On 24 Mar 83, the discharge authority reviewed the case and directed that he be discharged with an entry level separation.

Discussion, This case has been reviewed for separation processing and there are no errors or irregularities causing an injustice to the member. The discharge was consistent with the procedural and substantive requirements of the discharge regulation and was within the discretion of the discharge authority and that the applicant was provided full administrative due process. The records indicate member's military service was reviewed and appropriate counseling was provided and appropriate action was taken.

Recommendation. Applicant did not submit evidence or identify specific errors in the discharge processing nor provide facts which warrant a change in the separation code he received. Accordingly, we recommend applicant's request be denied. He has not filed a timely request.



JOHN C. WOOTEN, GS-9
Military Personnel Mgmt Spec
Separations Branch
Dir of Personnel Program Management

cc
SAF/MIBR